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MEMORANDUM

2009 OCT 23 P 3:47

TO: Docket Control

FROM: Steven M. Olea
Director
Utilities Division

EA for SMO
AZ CORP COMMISSION
DOCKET CONTROL

DATE: October 23, 2009

RE: IN THE MATTER OF THE APPLICATION OF ARIZONA VENDING MACHINES, LLC FOR APPROVAL TO CANCEL A CERTIFICATE OF CONVENIENCE AND NECESSITY FOR CUSTOMER OWNED PAY TELEPHONE (DOCKET NO. T-03360A-07-0360)

On June 11, 2007, Arizona Vending Machines, LLC ("AZ Vending" or "Applicant") filed an application to cancel its Certificate of Convenience and Necessity ("CC&N") to provide customer owned pay telephone ("COPT") service. The Commission granted AZ Vending a CC&N to provide COPT service in Decision No. 60244, dated June 12, 1997.

Staff contacted the Applicant and was informed that Linda Tilly, the person who originally filed that application was no longer an employee. However, Staff was able to contact James Clark and verified that he was the authorized person to represent the company regarding this application. The Applicant stated that the company no longer provides COPT service in the state of Arizona. In the application, the Applicant did not waive his right to a hearing and did not waive his right to receive notice of a hearing in order to cancel the CC&N. However, Staff was able to contact the Applicant via telephone on November 27, 2007. The applicant indicated that he did not want to participate in a hearing in this matter.

The Compliance Section of the Utilities Division indicates that the Applicant does not have any outstanding compliance issues that need to be addressed with the Commission. The Applicant is not listed in the Compliance Database, therefore, no delinquencies were found.

Staff recommends that the application to cancel the CC&N be approved. Upon cancellation of its CC&N, the Applicant will not be authorized to provide COPT telecommunications services in the state of Arizona and therefore, will not be subject to any of the requirements of Decision No. 60244.

SMO:CLA:kdh

Originator: Candrea Allen

Attachment: Original and Thirteen Copies

Arizona Corporation Commission

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SERVICE LIST FOR: ARIZONA VENDING MACHINES, LLC
DOCKET NO.: T-03360A-07-0360

Mr. James R. Clark
Clark & Sons Vending, Inc.
c/o Republic Monetary Exchange
4040 East Camelback Road
Phoenix, Arizona 85018

Ms. Janice M. Alward
Chief Counsel, Legal Division
Arizona Corporation Commission
1200 West Washington Street
Phoenix, Arizona 85007

Mr. Steven M. Olea
Director, Utilities Division
Arizona Corporation Commission
1200 West Washington Street
Phoenix, Arizona 85007

Ms. Lyn Farmer
Chief Administrative Law Judge, Hearing Division
Arizona Corporation Commission
1200 West Washington Street
Phoenix, Arizona 85007